

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 12974 of 2007

Dated: 21.06.2007

Between:

M. Bondyalu.

.... PETITIONER

AND

Girijan Cooperative Corporation Limited,
Lawsons Bay Colony, Visakhapatnam, rep. by its Vice-Chairman and
Managing Director, Visakhapatnam.

.....RESPONDENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

Writ Petition No. 12974 of 2007

Order:

Aggrieved by the action of the respondent in placing him under suspension, vide impugned proceedings dated 06.06.2007, pending enquiry, on the ground that he is involved in a criminal case in Crime No.09/ACB-KNR/2007 under Section 13(2)

R/W 13(1)(e) of P.C. Act, 1988, filed by ACB officials, and was detained in custody for more than 48 hours, the petitioner filed the present writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondent-Corporation.

Learned counsel for the petitioner submits that the petitioner is going to retire by the end of this month and the impugned suspension order would be a stigma on the petitioner at the fag end of his career. He further submits that since the petitioner is going to retire by the end of this month, and since the respondent has not initiated any proceedings against the petitioner so far, the impugned suspension order has to be revoked. He further submits that the petitioner also wants to file an application before the respondent-Corporation for leave.

On the other hand, learned Standing Counsel for the respondent-Corporation submitted that the impugned suspension order is passed on the ground that the petitioner was detained in custody for more than 48 hours, hence there is no reason to interfere with the

same.

However, both the counsel agreed to dispose of the writ petition with the following directions:

The petitioner is directed to make representations before the respondent-Corporation seeking to revoke his suspension order as also for grant of leave, and on filing such representations, the respondent-Corporation shall consider the same and pass appropriate orders thereon in accordance with law, expeditiously.

Accordingly, the writ petition is disposed of. No costs.

N.V. RAMANA, J.

Date: 21.06.2007

Note:

Issue CC by tomorrow

(B/O)

Nsr